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PATENT
Attorney Docket No. 79428

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Apajalahti et al.

Appln No.: 10/669,781

Filed: September 24, 2003

For: Phytase Form Bacillus Subtilis, Gene
Encoding Said Phytase, Method for its
Production and Use

Group Art

Unit: 1652

Examiner: N/A

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CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on this date.

SEP 08 2004


Date James P. Krueger
Registration No. 35,234
Attorney for Applicant(s)

**Response to Notice to Comply with Requirements for Patent Applications Containing
Nucleotide Sequence and/or Amino Acid Sequence Disclosures**

Commissioner for Patents
Washington, D.C. 20231

In response to the Notice to Comply dated August 10, 2004, Applicant respectfully submits that the paper or compact disc copy of the sequence listing in this Application No. 10/669,781, is identical to the computer readable copy of the sequence listing filed in Application No. 09/242,499, filed January 10, 2000. In accordance with 37 CFR 1.821(e), please use the computer readable form filed on August 23, 2000 in that application as the computer readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the instant application. A paper or compact disc copy of the sequence listing is included in the originally-filed specification of the instant application.

The undersigned attorney declares that he personally prepared the paper and CRF and that the sequences are the same as set forth in the above-identified application.

Attorney Docket No. 79428

The Commissioner is hereby authorized to charge any additional fees which may be required in this application to Deposit Account No. 06-1135.

SEP 08 2004

Date



James P. Krueger
Registration No. 35,234

FITCH, EVEN, TABIN & FLANNERY
Suite 1600
120 South LaSalle Street
Chicago, Illinois 60603-3406
Telephone: (312) 577-7000
Facsimile: (312) 577-7007

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/669,781	09/24/2003	Juha Apajalahti	79428

22242
 FITCH EVEN TABIN AND FLANNERY
 120 SOUTH LA SALLE STREET
 SUITE 1600
 CHICAGO, IL 60603-3406



CONFIRMATION NO. 6390

FORMALITIES LETTER



OC000000013491379

Date Mailed: 08/10/2004

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS
 CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE
 DISCLOSURES**

Filing Date Granted

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

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*A copy of this notice **MUST** be returned with the reply.*

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